

# Court of Appeals, State of Michigan

## ORDER

People of MI v Adrian Marcel Jackson

Docket No. 356595

LC No. 19-000889-FH

Amy Ronayne Krause  
Presiding Judge

Michael F. Gadola

Michelle M. Rick  
Judges

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Pursuant to MCR 7.205(E)(2), in lieu of granting the application for leave to appeal, the Court orders that this case is remanded to the circuit court for entry of an amended judgment of sentence omitting all references to probation, the domestic violence program, and the curfew tether. The maximum sentence for aggravated domestic violence, MCL 750.81a(2), is “imprisonment for not more than 1 year or a fine of not more than \$1,000.00, or both.” Because the trial court imposed both a one-year jail sentence and probation, the sentence exceeded the one-year statutory maximum sentence and was invalid. “Once the maximum sentence has been served, any additional sentence imposed is void and must be vacated.” *People v Bisogni*, 132 Mich App 244, 247; 347 NW2d 739 (1984). Accordingly, the trial court shall enter an amended judgment of sentence sentencing defendant to one year in jail only. Further, because the probationary sentence was invalid, the October 14, 2020, order revoking defendant’s probation is VACATED.

The Court retains no further jurisdiction.

  
Presiding Judge



A true copy entered and certified by Jerome W. Zimmer Jr., Chief Clerk, on

May 7, 2021

Date

  
Chief Clerk